

EXECUTIVE COUNCIL OF IOWA

MINUTES

MARCH 26, 2012

The Executive Council met in regular session at 10:03 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Secretary of State Matt Schultz (via telephone) and Treasurer of State Michael Fitzgerald were present. Auditor of State David Vaudt and Secretary of Agriculture William Northey were absent.

Regular session
March 26, 2012

Moved by Treasurer Fitzgerald and seconded by Secretary Schultz that the Council approve the minutes of the Executive Council meeting held March 19, 2012.

Minutes
Approved

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Treasurer Fitzgerald
 Nays: None

Moved by Treasurer Fitzgerald and seconded by Secretary Schultz that the Council approve the request from the Department of Justice, Attorney General's Office as follows:

Approved
Outside
Counsel

The Department of Justice, Attorney General's Office request for retention of outside counsel pursuant to Iowa Code section 13.3(1) in Angel Tew v. Department of Revenue, State of Iowa and the Second Injury Fund, a worker's compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.
Attorney: Ryan Clark
 505 5th Avenue, Suite 729
 Des Moines, IA 50309-2390
Rate: \$80.00 per hour

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Treasurer Fitzgerald
 Nays: None

Moved by Secretary Schultz and seconded by Treasurer Fitzgerald that the Council approve the following lease:

Approved
Lease

Lease between DNR and Matteson Marine Services Inc.

Date of Lease: Five years ending April 2017

Legal Description: The area is 175 feet in depth with 1600 feet of frontage at Mississippi River Mile 430.3 in Louisa County Iowa, Section 9 and 16, Township 73 North, Range 1 West of the 5th P.M. near the town of Wapello, Iowa. The barges will be anchored with four ten thousand pound anchors. The anchors will not be permanently affixed and will be located approximately 35 feet riverward from the riverbank. Purpose: Facilitating barge loading and unloading of barges

Annual Fee: \$10,180.00

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Treasurer Fitzgerald
 Nays: None

Moved by Secretary Schultz and seconded by Treasurer Fitzgerald that the Council approve the following cost items:

Approved Cost
Items

- A. Patterson Law Firm L.L.P..... \$184.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Maureen Kimmerle v. State of Iowa and Second Injury Fund
- B. Patterson Law Firm L.L.P..... \$432.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Lisa Shelford v. Iowa State Penitentiary, the State of Iowa and the Second Injury Fund
- C. Patterson Law Firm L.L.P..... \$424.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Pam O'Brien v. Iowa Attorney General, State of Iowa and the Second Injury Fund

D.	Patterson Law Firm L.L.P.....	\$1,117.10
	729 Insurance Exchange Building	
	505 Fifth Avenue	
	Des Moines, IA 50309-2390	
	<u>Dirk Marple v. University of Iowa Hospitals and Clinics, State of Iowa and</u>	
	<u>Second Injury Fund.</u>	
E.	Nyemaster, Goode, West Hansell & O'Brien, P.C.	\$10,641.13
	700 Walnut, Suite 1600	
	Des Moines, IA 50309	
	<u>Homan, Dotzler, Hunter, Jacoby, Running-Marquardt, and Beall v. Terry E.</u>	
	<u>Branstad</u>	
F.	Dow, Lohnes PLLC.....	\$1,617.60
	1200 New Hampshire Ave NW Suite 800	
	Washington, DC 20036	
	<u>Iowa Public Television</u>	
G.	Dorsey & Whitney, LLP	\$147.50
	P.O. Box 1680	
	Minneapolis MN 55480-1680	
	<u>Honey Creek Premier Destination State Park</u>	
H.	Shuttleworth and Ingersoll, P.L.C.....	\$9,124.41
	115 3 rd Street South East	
	Suite 500	
	Cedar Rapids, IA 52401	
	<u>Mills v. Iowa Board of Regents et al., an employment termination case</u>	
I.	Fredrikson & Byron, P.A.	\$4,012.26
	1200 Valley West Drive Suite 304-4	
	West Des Moines, IA 50266	
J.	Department of Natural Resources.....	\$114,862.13
	Drainage taxes for the following counties:	
	Emmet	\$ 18.00
	Hancock	\$ 34.00
	Kossuth	\$108,677.40
	Monona	\$ 91.00
	Palo Alto	\$ 5,406.28
	Pottawattamie	\$ 6.00
	Sac	\$ 480.00
	Worth	\$ 114.00
	Wright	\$ 35.45

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Treasurer Fitzgerald
 Nays: None

Moved by Treasurer Fitzgerald and seconded by Secretary Schultz that the Council approve the following renewal memberships:

Approved
Renewal
Memberships

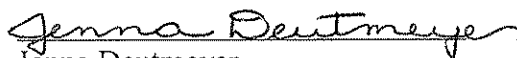
- A. Agriculture in North American Agricultural Marketing Officials (NAAMO) in the amount of \$300.00 for July 1, 2011 - June 30, 2012.
- B. Human Rights in National Disability Rights Network in the amount of \$501.39 for October 1, 2011 - September 30, 2012.
- C. Iowa Finance Authority in Government Finance Officers Association in the amount of \$160.00 for April 1, 2012 - March 31, 2013.
- D. IPERS in Association of Public Pension Fund Auditors (APPFA) in the amount of \$300.00 for January 1 - December 31, 2012.
- E. IPERS in National Association of State Retirement Administrators in the amount of \$2,900.00 for January 1 - December 31, 2012.
- F. Public Defense in Adjutants General Association of the United States (AGAUS) in the amount of \$250.00 for July 1, 2012 - June 30, 2013.

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Treasurer Fitzgerald
 Nays: None

The meeting was adjourned at 10:12 a.m.

Meeting
adjourned

Respectfully submitted,


Jenna Deutmeyer
Acting Executive Secretary